

yes weGenentech, Inc.

Genentech, Inc.

Genentech, Inc.

Genentech, Inc.

Genentech, Inc.

FACSIMILE TRANSMITTAL

1 DNA WAY
South San Francisco, CA 94080
(650) 225-1994
Facsimile: (650) 952-9881

DATE: July 30, 2002

Please deliver the following courtesy copy of the Amendment filed on 5/21/2002 and a copy of the return postcard stamped by the U.S. PTO to:

NAME: Examiner Christopher Yaen
U.S. Patent and Trademark office
Washington, DC 20231

Fax No.: (703) 746-7646

FROM: Wendy M. Lee
Registration No.: 40,378

RE: U.S. Serial No.: 09/273,230
Our Docket No.: P0998D1

Number of Pages including this cover sheet - 11

Certificate of Facsimile Transmission Under 37 CFR § 1.8

In accordance with CFR § 1.6(d), this correspondence addressed to The Patent and Trademark Office, Washington, DC 20231 is being transmitted to facsimile No. (703) 746-7646.

CONFIDENTIAL NOTE

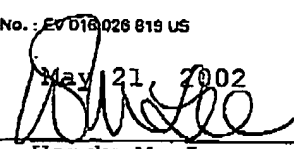
The documents accompanying this facsimile transmission contain information from GENENTECH, INC. which is confidential or privileged. The information is intended only for the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution, or use of the contents of this faxed information is strictly prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us and the retransmission of them to the intended recipient.

If you do not receive all pages, please notify Wendy Lee at (650) 225-1994.

COPY

Patent Docket P0998D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Jeffrey L. Cleland et al. Serial No.: 09/273,230 Filed: March 18, 1999 For: PROTEIN FORMULATION	Group Art Unit: 1642 Examiner: G. Bansal CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and is addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on Express Mail Label No.: EV D18026 819 US May 21, 2002  Wendy M. Lee
--	--

AMENDMENT UNDER 37 CFR §1.114(c) TO ACCOMPANY A
REQUEST FOR CONTINUED EXAMINATION (RCE)

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Responsive to the Office Action mailed May 22, 2001, Applicants respectfully request reconsideration of the present application in view of the following amendments and remarks. A Notice of Appeal was mailed November 21, 2001. A request for a 4 month extension of time and the requisite fee accompany this amendment. A Request for Continued Examination (RCE) and the fee therefor is also submitted herewith.

IN THE SPECIFICATION:

Please replace the paragraph on page 1, starting at line 7 with the following:

(Twice amended) This is a divisional of application serial number 08/615,369 filed March 14, 1996 (now US Patent No. 6,267,958) which claims priority under §119(e)(1) to provisional application number 60/029,182 filed July 27, 1995, both incorporated herein by reference.